

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	8:21CR11
)	
vs.)	
)	ORDER
CODY A. CAPE,)	
)	
Defendant)	
)	

This matter is before the court on the defendant's Unopposed Motion to Continue Trial [65]. Counsel need additional time to finalize plea negotiations. For good cause shown,

IT IS ORDERED that the Unopposed Motion to Continue Trial [65] is granted as follows:

1. The jury trial, now set for November 2, 2021, is continued to **January 4, 2022**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and January 4, 2022**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).

DATED: October 21, 2021.

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge